

1 HOUSE BILL 864

2 **49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009**

3 INTRODUCED BY

4 Edward C. Sandoval

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10 AN ACT

11 AMENDING LAWS 2006, CHAPTER 111, SECTION 67 TO EXPAND THE USE
12 OF THE GENERAL FUND APPROPRIATION RETROACTIVELY; AUTHORIZING
13 NECESSARY BUDGET ADJUSTMENTS FOR CURRENT OR ANY PREVIOUS FISCAL
14 YEAR; DECLARING AN EMERGENCY.

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16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

17 Section 1. Laws 2006, Chapter 111, Section 67 is amended
18 to read:

19 "Section 67. VOTING MACHINES--SECRETARY OF STATE--GENERAL
20 FUND.--Notwithstanding the provisions of Sections 1-9-8 and
21 1-9-17 through 1-9-19 NMSA 1978, eleven million dollars
22 (\$11,000,000) is appropriated from the general fund to the
23 secretary of state for expenditure in fiscal years 2006 through
24 2008 for the purchase and installation of voting systems for
25 counties statewide, including the requisite number of voting

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1 booths, to meet the requirements of Section 1-9-7.1 NMSA 1978
2 contingent on an amendment to that section by the second
3 session of the forty-seventh legislature to require the use of
4 voting systems that use paper ballots becoming law. In
5 addition to the purchase and installation of voting systems
6 statewide, the general fund appropriation in this section may
7 also be expended for election-related advertising and other
8 voter education and, notwithstanding the 2008 limit on the
9 expenditure period for this appropriation, may also be expended
10 to reimburse San Juan county in the amount of thirty-six
11 thousand five hundred forty dollars (\$36,540) for costs
12 incurred by San Juan county in calendar year 2000 related to
13 implementing the voter registration and election management
14 system. Subject to review and approval by the department of
15 finance and administration pursuant to Sections 6-3-23 through
16 6-3-25 NMSA 1978 and notwithstanding any provision in those
17 sections to the contrary, the secretary of state may request
18 such budget adjustments for the current or any previous fiscal
19 year as are necessary to effectuate the provisions of this
20 section. Any unexpended or unencumbered balance remaining on
21 January 1, 2008 shall revert to the general fund."

22 Section 2. EMERGENCY.--It is necessary for the public
23 peace, health and safety that this act take effect immediately.